

## **702 KAR 4:090. Property disposal.**

RELATES TO: KRS 156.031, 156.160

STATUTORY AUTHORITY: KRS 156.160

NECESSITY, FUNCTION, AND CONFORMITY: KRS 156.031 requires that administrative regulations relating to statutes amended by the 1990 Kentucky Education Reform Act be reviewed, amended if necessary and resubmitted to the Legislative Research Commission prior to December 30, 1990; and KRS 156.160 requires the State Board for Elementary and Secondary Education to promulgate administrative regulations dealing with the disposal of real and personal property owned by local boards of education. This administrative regulation is necessary to provide for property disposal, leases and easements in accordance with an approved educational program.

Section 1. School property proposed for disposal shall be surplus to the need for the educational program of the district as determined by the effective facility plan. Request for approval shall be submitted in writing to the chief state school officer. Disposal may be implemented upon approval.

Section 2. Prior to the execution of the proposed lease agreement for, or easement upon, public school property shall be submitted to the local board of education for its consideration and written recommendation forwarded to the chief state school officer for his review, approval and assurance that disposal will not affect the integrity or usefulness of property crucial to the educational needs of the district. (SBE 22.070; 1 Ky.R. 1049; eff. 6-11-1975; 8 Ky.R. 329; eff. 12-2-1981; 17 Ky.R. 2029; eff. 2-7-1991; Crt eff. 11-16-2018.)